RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION Docket No.: BAL6019P1460US 2014 Confirmation No.: Applicant(s): Ellen Leue 7/25/2003 10/627,223 Filing Date: Serial No.: P. Phuong 1661 Examiner: **Group Art Unit:** Invention: Hibiscus Plant 'Balhibred'

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith in response to the Notice to File Corrected Application Papers dated September 20, 2004 are:

⊠.	Executed declaration or oath for this application.
⊠_	Return copy of the Notice to File Corrected Application Papers.
□	Other:
⊠	A check in the amount of \$130.00 to cover the filing fee and/or surcharge.
	Charge \$_ to Deposit Account No. 23-0785.
<u> </u>	The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §1.15-§1.17, or credit any overpayment, to Deposit Account No. 23-0785. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Lisa V. Mueller, Reg. No. 38,978

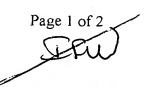
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CERTIFICATE OF MAILING

I hereby certify that this document and fee (if applicable) is being deposited with the United States Postal Service with sufficient postage at First Class Mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 5, 2004.

Aidah Abdallah

Mallelleh



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APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/627,223

07/25/2003

Ellen Leue

BAL6019P1460US

CONFIRMATION NO. 2014

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER **Suite 3800**

500 West Madison Street Chicago, IL 60661-2511

FORMALITIES LETTER *OC000000013830708*

Date Mailed: 09/20/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/12/2004 HHEKOMEN 00000031 10627223

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130.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

• \$130 Late oath or declaration Surcharge.

Replies should be mailed to:

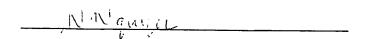
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A copy of this notice MUST be returned with the reply.



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PART 2 - COPY TO BE RETURNED WITH RESPONSE